

**03-R-0757**

(Do Not Write Above This Line)

**A RESOLUTION BY***A. J. Hall*

**A RESOLUTION CORRECTING RESOLUTION NO. 03-R-0383 WHICH AUTHORIZED THE MAYOR OR HER DESIGNEE TO EXECUTE AN AGREEMENT WITH CLAYTON COUNTY, GEORGIA GRANTING CLAYTON COUNTY OR ITS DESIGNEE AN OPTION TO PURCHASE CERTAIN PROPERTY OWNED BY THE CITY OF ATLANTA WITHIN THE MOUNTAIN VIEW REDEVELOPMENT AREA LOCATED IN CLAYTON COUNTY, GEORGIA, AND FOR OTHER PURPOSES.**

**ADOPTED BY**

MAY 05 2003

*Adopted by Full Council 5/5/03***COUNCIL**

- ☐ CONSENT REFER
- ☐ REGULAR REPORT REFER
- ☐ ADVERTISE & REFER
- ☐ 1st ADOPT 2nd READ & REFER
- ☒ PERSONAL PAPER REFER

Date Referred 5/5/03

Referred To:

Date Referred

Referred To:

Date Referred

Referred To:

## First Reading

Committee \_\_\_\_\_

Date \_\_\_\_\_

Chair \_\_\_\_\_

Referred To \_\_\_\_\_

## Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)

Other

Members

## Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)

Other

Members

Refer To

Refer To

## Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)

Other

Members

## Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)

Other

Members

Refer To

Refer To

## FINAL COUNCIL ACTION

- ☐ 2nd ☐ 1st & 2nd ☐ 3rd
- Readings
- ☐ Consent ☐ V Vote ☒ RC Vote

## CERTIFIED

MAY 05 2003

ATLANTA CITY COUNCIL PRESIDENT

*Catherine M. Hubbard*

MAY 05 2003

*Frank Campbell*

MUNICIPAL CLERK

MAYOR'S ACTION

MAY 13 2003

*Shirley Franklin*



CITY COUNCIL  
ATLANTA, GEORGIA

03-R-0757

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**WHEREAS**, on March 17, 2003, the Council of the City of Atlanta adopted and on March 25, 2003, the Mayor approved Resolution No. 03-R-0383 (the "Resolution"), attached as Exhibit "A"; and

**WHEREAS**, the Resolution authorized the Mayor to execute an agreement on behalf of the City of Atlanta (the "City") with Clayton County, Georgia ("Clayton County") granting Clayton County or its designee an option to purchase certain property owned by the City of Atlanta within the Mountain View Redevelopment Area located in Clayton County; and

**WHEREAS**, subsequent to the adoption and approval of the Resolution, it was discovered that the Resolution contained an error describing the total amount of property owned by the City in the Mountain View Redevelopment Area as "approximately sixty (60) acres" rather than the correct and accurate amount of "approximately ninety (90) acres"; and

**WHEREAS**, the City intends to grant to Clayton County an option to purchase all of the property owned by the City in the Mountain View Redevelopment Area.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA**, that Resolution No. 03-R-0383 be and is hereby corrected to describe accurately the total amount of acreage owned by the City of Atlanta in the Mountain View Redevelopment Area as ninety (90) acres.

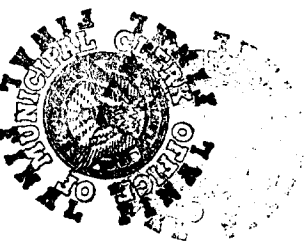
**BE IT FINALLY RESOLVED**, all other terms and conditions of Resolution No. 03-R-0383 shall remain unchanged.

A true copy,

Deputy Clerk

ADOPTED by the City Council  
APPROVED by the Mayor

May 5, 2003  
May 13, 2003



**CITY COUNCIL  
ATLANTA, GEORGIA**

**A SUBSTITUTE RESOLUTION**

**03-R-0383**

**BY THE TRANSPORTATION COMMITTEE**

**A SUBSTITUTE RESOLUTION AUTHORIZING THE MAYOR OR HER DESIGNEE TO EXECUTE AN AGREEMENT WITH CLAYTON COUNTY, GEORGIA OR ITS DESIGNEE GRANTING CLAYTON COUNTY OR ITS DESIGNEE AN OPTION TO PURCHASE CERTAIN PROPERTY OWNED BY THE CITY OF ATLANTA WITHIN THE MOUNTAIN VIEW REDEVELOPMENT AREA LOCATED IN CLAYTON COUNTY, GEORGIA; AND FOR OTHER PURPOSES.**

**WHEREAS**, the City of Atlanta owns and operates the Hartsfield Atlanta International Airport ("Airport"), upon which there exists certain lands and facilities for the lease and use of airlines and other aeronautical users; and

**WHEREAS**, the City owns certain property in the amount of approximately sixty (60) acres, originally purchased by the City as part of the Airport's Noise Mitigation Program (the "City-Owned Property"), in the Mountain View Redevelopment Area that consists of approximately 444 total acres and is located east of the Airport in north Clayton County, Georgia; and

**WHEREAS**, the City and Clayton County agree that redevelopment of the Mountain View area is of vital importance to Clayton County, the City and the greater metropolitan area because the redevelopment will provide numerous employment and economic growth opportunities in the metropolitan area and will support the addition of the Fifth Runway at Hartsfield International Airport; and

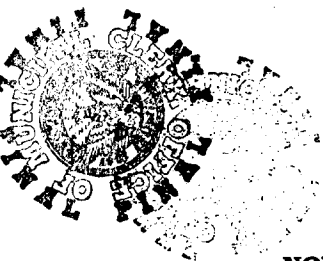
**WHEREAS**, the Redevelopment Authority of Clayton County (the "RACC") has adopted a redevelopment plan for the Mountain View area called the Mountain View Redevelopment Plan Update (the "Redevelopment Plan") that the City approves and recognizes as a reasonable plan for redevelopment of the Mountain View area subject to any appropriate height, design or use restrictions or easements that the City deems necessary and appropriate and any federal regulations with which the City is required to comply; and

**WHEREAS**, Clayton County must acquire and assemble the properties within the Mountain View Redevelopment Area in order to redevelop the Mountain View area according to the Redevelopment Plan; and

**WHEREAS**, Clayton County has requested and the City has agreed to provide assistance to Clayton County in redeveloping the Mountain View area by granting to Clayton County or its designee an option to purchase the City-Owned Property; and

**WHEREAS**, Clayton County desires to purchase and the City desires to sell the City-Owned Property lying and located within the Mountain View Redevelopment Area; and

**WHEREAS**, if Clayton County or its designee exercises the option to purchase, the purchase price of the City-Owned Property shall be the fair market value of the property as determined by an appraisal process.



**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA,** that the Mayor or her designee be and is hereby authorized to execute on behalf of the City an Agreement providing Clayton County, Georgia or its designee with an irrevocable option of three hundred and sixty five (365) days to purchase the City-Owned Property located in the Mountain View Redevelopment Area.

**BE IT FURTHER RESOLVED,** that the City Attorney be and hereby is directed to prepare the Option Agreement and any other necessary agreements or documents related to the Option Agreement or the purchase and sale of the City-Owned Property for execution by the Mayor, to be approved as to form by the City Attorney.

**BE IT FINALLY RESOLVED,** that said Option Agreement shall not become binding upon the City, and the City shall incur no obligation or liability thereunder until the same has been signed by the Mayor or her designee and delivered to Clayton County, Georgia or its designee.

A true copy,

A handwritten signature in black ink, appearing to be "B. S. M.", is written over the text "A true copy," and "Deputy Clerk".

Deputy Clerk

**ADOPTED by the City Council**  
**APPROVED by the Mayor**

March 17, 2003  
March 25, 2003

RCS# 4714  
5/05/03  
6:49 PM

Atlanta City Council

Regular Session

03-R-0757

Correct Legislation Regarding Mountain  
View Redevelopment Area & Clayton County  
ADOPT

YEAS: 11  
NAYS: 0  
ABSTENTIONS: 0  
NOT VOTING: 5  
EXCUSED: 0  
ABSENT 0

|            |              |           |            |
|------------|--------------|-----------|------------|
| Y Smith    | NV Archibong | Y Moore   | Y Mitchell |
| NV Starnes | Y Fauver     | NV Martin | NV Norwood |
| Y Young    | Y Shook      | Y Maddox  | Y Willis   |
| Y Winslow  | Y Muller     | Y Boazman | NV Woolard |

03-R-0757

**TRANSMITTAL FORM FOR LEGISLATION**

**To Mayor's Office:** Greg Pridgeon

General Manager's Signature: \_\_\_\_\_  
From: Originating Department: Aviation Contact Person: Anita Williams(404-530-6600)  
Committee of Purview: Transportation Committee Deadline: 04/18/03  
Committee Meeting: 04/30/03 Council Meeting: 05/5/03

**CAPTION:**

**A RESOLUTION CORRECTING RESOLUTION NO. 03-R-0383 WHICH AUTHORIZED THE MAYOR OR HER DESIGNEE TO EXECUTE AN AGREEMENT WITH CLAYTON COUNTY, GEORGIA GRANTING CLAYTON COUNTY OR ITS DESIGNEE AN OPTION TO PURCHASE CERTAIN PROPERTY OWNED BY THE CITY OF ATLANTA WITHIN THE MOUNTAIN VIEW REDEVELOPMENT AREA LOCATED IN CLAYTON COUNTY, GEORGIA, AND FOR OTHER PURPOSES.**

**BACKGROUND/DISCUSSION:**

March 17, 2003 Council adopted Resolution 03-R-0383 authorizing the grant of an option to Clayton County to purchase property known as the Mountain View Redevelopment Area. The Mayor approved the Resolution on March 25, 2003. The subject property was described, in error, as being only 60 acres. The property actually consists of 90 acres. Since the intention is to grant an option to Clayton County for the full 90-acre tract, this corrective resolution is necessary.

**FINANCIAL IMPACT:** N/A

**SOURCE:** N/A

Fund Account Center numbers and availability of funds verified by Financial Analyst, Tracy Curry.

**Mayor's Staff Only:**

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Received by Mayor's Office: 5.5.03 DP Reviewed JS  
(Date) (Initials) (Date)

Submitted to Council: \_\_\_\_\_

Action by Committee: \_\_\_\_\_ Approved \_\_\_\_\_ Adversed \_\_\_\_\_ Held \_\_\_\_\_  
\_\_\_\_\_ Amended \_\_\_\_\_ Substituted \_\_\_\_\_ Referred \_\_\_\_\_ Other \_\_\_\_\_



CITY COUNCIL  
ATLANTA, GEORGIA

03-R-0757

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